



80. -130

188

18X Greckle

RECEIVED

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

90 NOV 2 1990

GROUP 110

In Re the Application of:

WILLIAM R. BARCLAY

Serial No.: 07/580,778

Filed: September 11, 1990

Atty. File No.: 2391-1

For: "PROCESS FOR THE HETER-
OTROPHIC PRODUCTION OF
MICROBIAL PRODUCTS WITH
HIGH CONCENTRATIONS OF
OMEGA-3 HIGHLY UNSAT-
URATED FATTY ACIDS"

Group Art Unit: 132

Examiner:

PETITION TO MAKE SPECIAL

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

Applicant hereby petitions the Commissioner to make the above-identified application special pursuant to the Commissioner's announcement published in 1092 O.G. 55. Inventor Barclay is the President of Phycotech, Inc., a Colorado corporation having small entity status. An assignment of the invention from William R. Barclay to Phycotech, Inc. and a Verified Statement (Declaration) claiming Small Entity Status were filed concurrently with the above-identified application.

The subject matter of the above-identified application is a major asset of Phycotech, Inc. The development of the technology disclosed by the application will be significantly impaired if examination of the application is delayed.

080 DF 10/31/90 07580778

1 130 80.00 CK
CERTIFICATE OF MAILING I HEREBY CERTIFY THAT THIS
CORRESPONDENCE IS BEING DEPOSITED WITH THE
UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN
AN ENVELOPE ADDRESSED TO COMMISSIONER OF
PATENTS AND TRADEMARKS, WASHINGTON, DC 20231
ON THIS 16TH DAY OF OCTOBER 19 90

SHERIDAN, ROSS & MONTGOMERY

BY Patricia Lettington

RECEIVED
90 NOV 30 AM 9:18
GROUP 180

Future business development of the company is in part predicated on patent protection to proceed with the further development of the disclosed organisms and methods of making and using them. Because the corporation is in its infancy, it is important for it to be able to disclose its technology to potential investors, licensees or joint venture partners with confidence in its proprietary position, in order to further develop and use the technology. The nature of the technology is such that, once disclosed, it is readily duplicated. Many uses of the technology are readily adaptable to being maintained in secret, especially by large entity competitors who do not need investors, licensees, or joint venture partners. For all of these reasons, future development of the company and of the technology will be significantly impaired if the examination of the patent application is delayed.

Pursuant to 37 C.F.R. §1.17(i)(2), the requisite \$80.00 filing fee is enclosed. Please credit any overpayment or debit any underpayment to Deposit Account No. 19-1970.

Respectfully submitted,

SHERIDAN, ROSS & McINTOSH

Date:

October 16, 1990

By:



Brenda L. Speer
Registration No. 34,253
One United Bank Center
1700 Lincoln Street
Thirty-Fifth Floor
Denver, Colorado 80203
(303) 863-9700

LW/2391-1.RES/D1/BLS